UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

In Re: New York City Policing During Summer 2020

20 Civ. 8924 (CM)(GWG)

Demonstrations

Gray et al. v. City of New York et al.

21 Civ. 6610 (CM)(GWG)

STIPULATION REGARDING FILING OF SECOND AMENDED COMPLAINT

It is hereby stipulated and agreed, by and between plaintiffs in the above matter and intervenor-defendant the Police Benevolent Association of The City of New York, Inc. (the "PBA"), through their undersigned counsel, that:

- 1. The PBA does not object to plaintiff's filing of a Second Amended Complaint as annexed hereto;
- 2. The PBA's substantive response to the Second Amended Complaint is the same as set forth in its answer to the First Amended Complaint and any new factual allegations in the Second Amended Complaint are deemed denied; and
- 3. All affirmative defenses in the PBA's answer to the First Amended Complaint are deemed applicable to the new pleading.

Dated: New York, New York November 14, 2022 Dated: New York, New York November 14, 2022

STIPULATED AND AGREED:

WYLIE STECKLOW PLLC

Wylie Stecklow Carnegie Hall Tower

152 W. 57th Street, 8th floor

New York, NY 10019

Phone: (212) 566 8000 Fax: (212) 202-4952

ecf@wylielaw.com

**SCHLAM STONE & DOLAN LLP** 

Richard H Dolan

Thomas A. Kissane

26 Broadway, 19th Floor

## DAVIS WRIGHT TREMAINE LLP

Robert D. Balin Abigail B. Everdell Kathleen Farley

Nimra Azmi 1251 Avenue of the Americas, 21st Floor New York, NY 10020 Phone: (212) 489-8230 Fax: (212) 489-8340 robbalin@dwt.com

-and-

Alison Brooke Schary 1919 Pennsylvania Avenue NW, Suite 800 Washington, DC 20006 Phone: (212) 973-4200 Fax: (212) 973-4499

Fax: (212) 973-4499 alisonschary@dwt.com

-and-

Mickey H. Osterreicher, Esq.
National Press Photographers Association
40 Wagon Wheel Drive
East Alherst, NY 14051
Phone: (716) 983-7800
Fax: (716) 608 1509
Mickeyo@lawyer.com

-and-

## ALICIA WAGNER CALZADA PLLC

Alicia Calzada 12023 Radium, Suite B1 San Antonio, TX 78216 Phone: (210) 825-1449 alicia@calzadalegal.com

Counsel for Plaintiffs

New York, NY 10004 Tel: (212) 344-5400 Fax: (212) 344-7677

Email: rdolan@schlamstone.com Email: tkissane@schlamstone.com

-and-

## LAW OFFICE OF ROBERT S. SMITH

Robert S. Smith
7 Times Square, 28<sup>th</sup> Floor
Tel: (917) 225-4190
Email: robert.smith@rssmithlaw.com

Counsel for the Police Benevolent Association for the City of New York Inc.